

Water Right Number 1522-2

1. Considered 3.23, 19 77
2. Name of Applicant ROBERT D. MARSDEN
3. Post Office Address WALL
4. Amount of Water claimed .20
5. Source of Water supply LOCAL RUNOFF
6. Water to be used for IRRIGATION
Acres to be irrigated 15.4
7. Water to be diverted and used in PENNINGTON County
about 2E, 5S miles 0 of WASTA
8. Proof of Publication
Received 1ST 4.4.77
Not Received _____
9. Application
Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

9. Estimated cost of work:

(a) Head Gates, \$ 228 (b) Pumping plant, \$
 (c) Fluming, \$ (d) Canal earth, \$ Rock, \$
 (e) Other structures ditches, ditches \$ 2425 Total, \$

10. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

This is a ditch and the first water measuring system

II. Dimensions of works.

(a) Dam: Height feet; length at bottom feet; length at top feet; thickness at bottom feet; thickness at top feet; slope at front water face; slope at back face material used in construction
 (b) Reservoir: Capacity when filled acre feet. Surface area at highwater mark acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE-Feet CAPACITY

(c) Head gate: Width feet; height feet;
 Material 12" iron pipe with flange
 (d) Canal: Total length 1.25 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work years.
 11. Time required for complete application of water to the proposed beneficial use years.
 12. Choice of newspaper for publication of notice of intention to appropriate
Hemlock County, Oregon

STATE OF SOUTHERN DAKOTA

County of Pennington } ss.

I, Robert D. Marsden

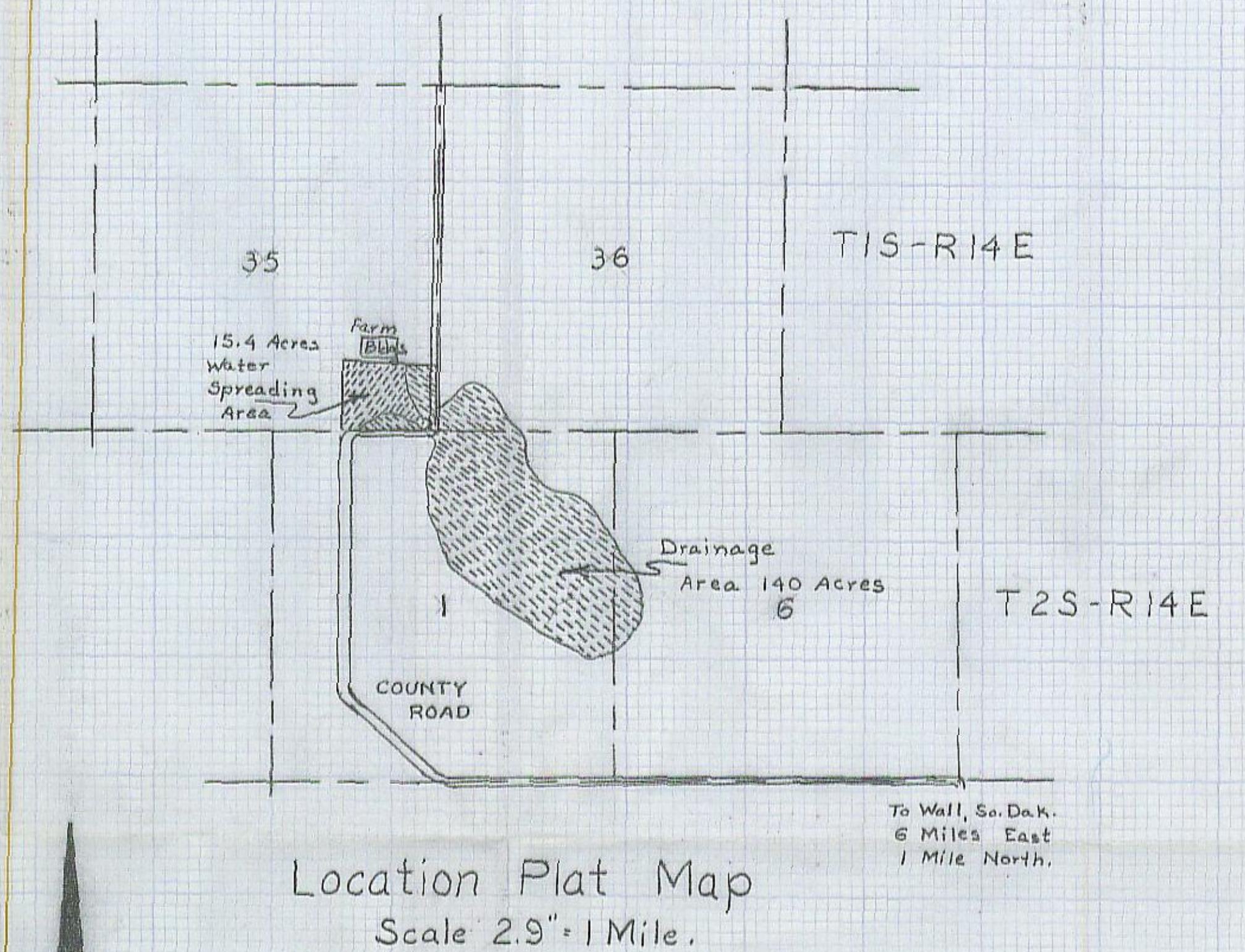
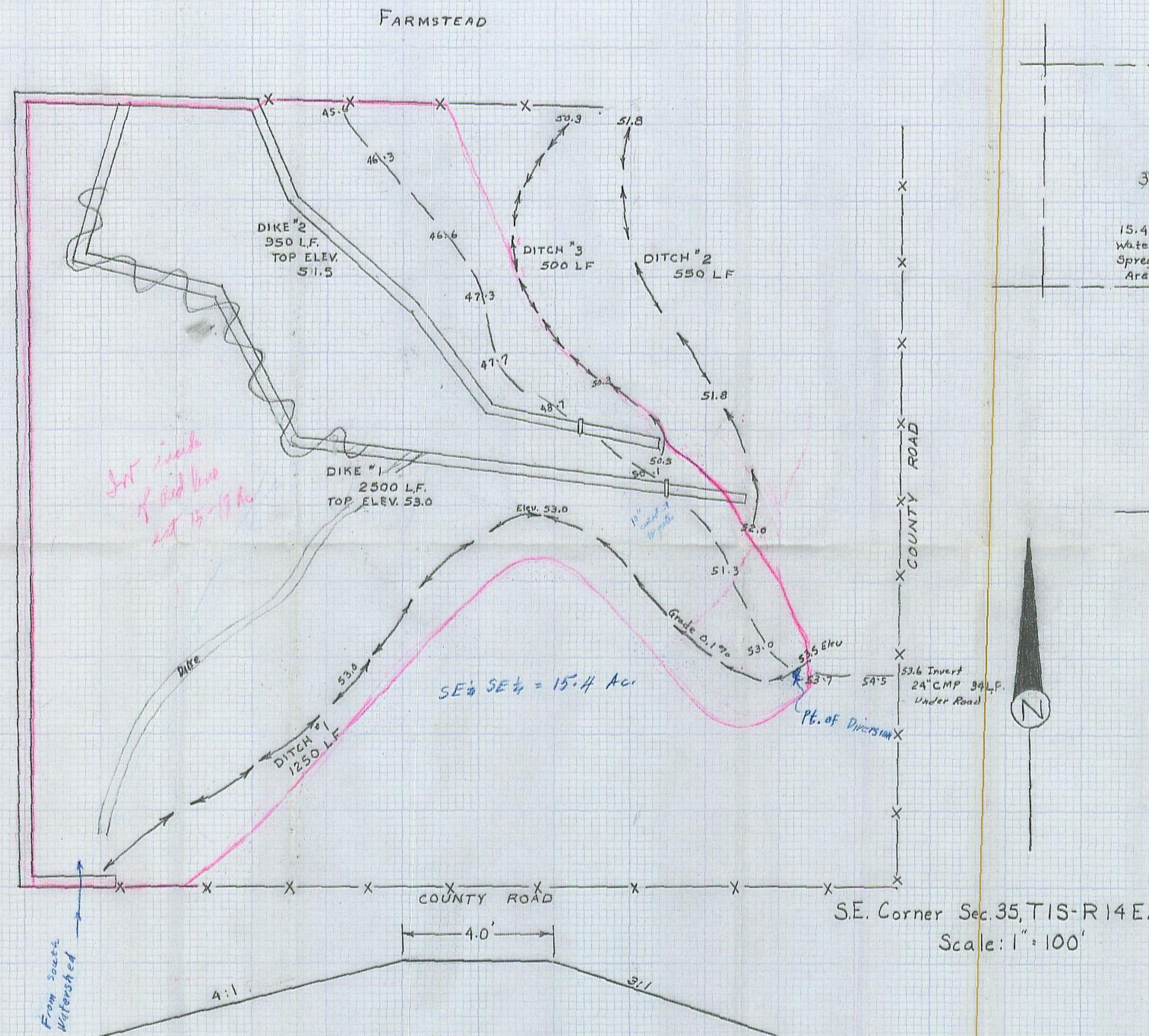
, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Robert D. Marsden

Subscribed and sworn to before me this 25th day of January 19 77

J. W. Stiller
 Notary Public (or other qualified officer.)



Robert Marsden	
WATERSPREADING	
SE 1/4 SE 1/4 SEC. 35, T1S-R14E	
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE	
Designed <u>Don Muehler</u>	Date <u>2-20-77</u>
Drawn <u>Don Muehler</u>	Title <u>12002</u>
Traced	Sheet
Checked	Drawing No.

Remarks by State Water Resources Commission:

----- The diversion rate limitation of 1 cubic foot per second for
each 70 acres irrigated shall not apply to this Dry Draw irriga-
----- tion diversion during periods of flood flows, when such flows
are in excess of the amount of water required to satisfy domestic
----- use requirements and other water rights.

STATE OF SOUTH DAKOTA }
County of HUGHES } ss.

Pierre, South Dakota, APRIL 16, 1977

This is to certify that the foregoing application was received by the Commission at 8:50 o'clock
9 a.m. upon the 1ST day of FEBRUARY, 1977

State Water Resources Commission

By:

[Signature]
for Chief Engineer, Executive Officer

Number of permit 1522-2

Date of first receipt of application FEBRUARY 1, 1977

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right February 1, 1977

Approved MARCH 23, 1977, Recorded in Book 16 Page 296

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before _____

SEPTEMBER 23, 1977

2nd. The whole of said work is to be completed on or before MARCH 23, 1978

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

MARCH 23, 1979

4th. The water appropriated shall be used for the purpose of IRRIGATION

5th. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 20 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before MARCH 23, 1979; said water to be used during the following described annual period:

WHEN AVAILABLE

Witness my hand this 29TH day of JULY, 1977

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued January 21, 1981

Water License Issued January 21, 1981

Remarks by the Applicant:

We did not know what charges there would be for filing as
well as advertising, so you may bill us if there are any.

ATM.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1512-2

(1) WHEREAS, On the 1st day of February A. D. 19 77
Robert Marsden

made Water Right Application No. 1522-2 for a permit to use .20 cubic feet per second of the waters of a dry draw

County of Pennington, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 23rd day of March A. D. 19 77

Permit No. 1522-2, with a date of priority of February 1, 1977

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 23rd day of March A. D. 19 78 and for the application to beneficial use of said water on or before the 25th day of March A. D. 19 79

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert .20 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

to irrigate 15.4 acres of SE 1/4 SE 1/4, Section 35-T1N-R14E

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Robert Marsdon

_____ of Wali, SD
the holder _____ and owner _____ of said permit No. 1522-2 a water right, dating from February 1, 1977
_____ to use of .20 cubic feet per second of the waters
of a dry draw

in the County of Ponnington and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 17 rods north and 8 rods west of the
SE Corner of Section 35-T1N-R14E

and conducted to and upon 15.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35-T1N-R14E

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1522-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 21st day of January A. D.
Nineteen Hundred and eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Permit No. 1522-2

Water Diversion No. 2 East Cheyenne River Water District

CERTIFICATE OF CONSTRUCTION

This I do Certify, That Robert Marsden

Permit No. 1522-2, issued upon Application No. 1522-2, bearing date of priority of February 1, 1977, authorizing the diversion of .20 cu. ft. per second of the waters of a dry draw County of Pennington, State of South Dakota at point 17 rods north and 8 rods west of the SE Corner of Section 35-T1N-R14, for irrigation

S purposes, has complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use. 5.0 (est) cu. ft. per second of water.

Date January 21, 1981

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

Form 6 - Notice of Intent to Appropriate Water

No. 1522-2

Publish first publication, on or before March 10, 1977

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 28, 1977

Notice is hereby given that Robert D. Marsden

whose post office address is Wall, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

0.20 cubic feet of water per second of time from the dry draw through the Marsden # 1, the point of diversion of which is to be located in the

SE 1/4 SE 1/4 of Section 35, Twp. 18N, Range 14E. Said water to be used for the purpose of providing irrigation on the following described land:

SE 1/4 SE 1/4, Section 35, T18N, R14E

This application No. 1522-2 will be considered by the Water Rights Commission at their office at Pierre upon the 23rd day of March, 1977, at 10:00 A.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc:

Robert D. Marsden, Wall, SD 57790

No. 1522-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Pennington) ss.

I, Dale R. Lewis hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Pennington County Current

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

City Walc of _____

County of Pennington and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates.

March 10, 1977

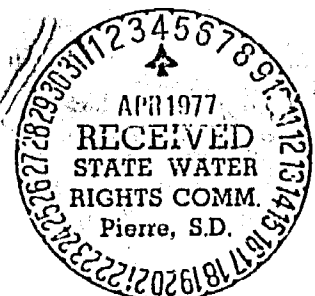
March 17, 1977

Dale R. Lewis
(Signature)

Pub.
(Title)

31 March 1977
(Date Signed)

Notice No. 1522-2
NOTICE OF INTENT TO APPROPRIATE
WATER
Pierre, S.D. 57501
February 28, 1977
Notice is hereby given that Robert
D. Marsden, whose post office
address is Wall, South Dakota, has
made an application in accordance
with the provisions of the water laws
of South Dakota for a permit to
appropriate for beneficial use 0.20
cubic feet of water per second of
time from the dry draw through the
Marsden #1 the point of diversion
of which is to be located in the SE 1/4
SE 1/4 of Section 35, Twp. 1N, Range
14E. Said water to be used for the
purpose of providing irrigation on
portions of the following described
land:
SE 1/4, SE 1/4, Section 35, T1N,
R14E.
This application No. 1522-2 will be
considered by the Water Rights
Commission at their office at Pierre
upon the 23rd day of March, 1977, at
10:00 A.M. All interested persons
may appear and be heard.
WATER RIGHTS COMMISSION
By: BURTON F. JONES
Water Rights Specialist



RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7914

PIERRE, January 14, 19⁰¹

RECEIVED OF Robert Marsden, Wall, SD 52720

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. _____ (examination, processing, recording and filing) _____		
Fee for inspecting Construction, and Issuing Cert. of Construction No. 1522-2	50	00
Fee for inspecting Beneficial Use, and Issuing Water License No. 1522-2		
Fee for issuing Location Certificate-Dry Draw, No. _____		
Fee for filling _____		
Fee for certified copy o. _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____		
(any other work as provided by law)		
TOTAL	50	00

WATER RIGHTS COMMISSION

By *(Signature)*
Chief Engineer, Executive Officer

Permit No. 1522-2Water Division 2 East Cheyenne River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / POST BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system, constructed by Robert Marsdenof Wall, S. Dak. 57790 holderof Permit No. 1522-2, bearing date of priority of February 1, 1922authorizing the diversion of 0.2 cu. ft. per second of the waters of Dry Drawfor Irrigation purposes, in Pennington County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:

Diversion Dike

B. Works used to transport water to place of use,

Diversion Dikes and Ditches

C. Works used to apply water to beneficial use.

Dikes and DitchesThe system is in the following condition: ExcellentThe point of diversion is located 17 Rds N and 8 Rds W of the SE Cor. of
Sec. ³⁵25, T13N R14EThe works are capable of diverting and conveying to the place of use (Est) 5.0cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. ³⁵25 T13N R14E - 15.4 Ac.comprising a total of 15.4 acres of land.15.4 $\times$ 70 = 1.07license fee 1.10 cfs.Date May 2 1980Leroy J. McNamee
(Signature)